

UNITED STATES DISTRICT COURT
IN THE EASTERN DISTRICT OF PENNSYLVANIA

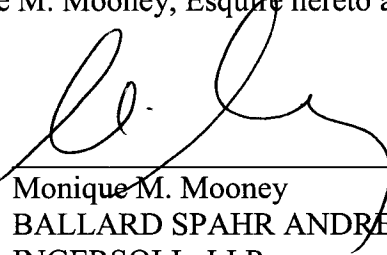
BOARHEAD FARM AGREEMENT	:	
GROUP,	:	
Plaintiff,	:	CIVIL ACTION
	:	
v.	:	NO. 02-3830
	:	
ADVANCED ENVIRONMENTAL	:	
TECHNOLOGY CORPORATION,	:	
ET. AL.	:	
	:	
Defendants.	:	

REQUEST TO ENTER DEFAULT

TO: Clerk of the United States Court for the Eastern District of Pennsylvania:

Please enter the default of Defendant Diaz Chemical Corporation in the above-referenced case for failure to plead or otherwise defend as provided by the Federal Rules of Civil Procedure, as appears from the affidavit of Monique M. Mooney, Esquire hereto attached.

Dated: May 30, 2003



Monique M. Mooney
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UNITED STATES DISTRICT COURT
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BOARHEAD FARM AGREEMENT	:	
GROUP,	:	
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v.	:	NO. 02-3830
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ADVANCED ENVIRONMENTAL	:	
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ET. AL.	:	
	:	
Defendants.	:	

AFFIDAVIT FOR ENTRY OF DEFAULT

STATE OF PENNSYLVANIA	:	ss.:
COUNTY OF PHILADELPHIA	:	
	:	
	:	

Monique M. Mooney, Esquire, attorney for Plaintiff Boarhead Farm Agreement Group ("Plaintiff"), being duly sworn, deposes and says as follows:

1. On July 19, 2002, I sent a Request for a Waiver of Service of Summons to Diaz Chemical Corporation ("Diaz") in the above-captioned case.
2. On July 23, 2002, Diaz returned an executed Waiver of Service of Summons, a copy of which is attached hereto as Exhibit A.
3. Pursuant to the Federal Rules of Civil Procedure, Diaz was required to file a response to Plaintiff's Complaint within 60 days after July 19, 2002.
4. To date, Diaz has not filed a response to Plaintiff's Complaint.
5. Diaz has not been granted an extension of time in which to respond to the Complaint.

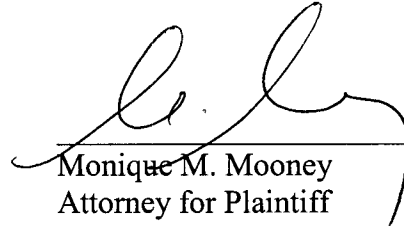
6. Diaz is not party to the Case Management Order, entered by this Court on February 3, 2003, which obviates the need to respond to the Complaint for those defendants who are parties thereto.

7. No attorney has entered an appearance on behalf of Diaz in this case.

8. On February 26, 2003, I contacted Ronald Reid, the Health, Safety and Environmental Manager of Diaz and the signatory of the Waiver of Service of Summons Diaz returned to Plaintiff, and inquired whether Diaz intended to respond to Plaintiff's Complaint.

9. Mr. Reid informed me that Diaz has no intention of responding to the Complaint or defending Plaintiff's suit against Diaz.

Dated: May 30, 2003



Monique M. Mooney
Attorney for Plaintiff

EXHIBIT A

UNITED STATES DISTRICT COURT
IN THE EASTERN DISTRICT OF PENNSYLVANIA

FILED 9/16/02

4:00pm

FJM

Waiver of Service of Summons

TO: (A) Glenn R. Harris, Esq.

I acknowledge receipt of your request that I waive service of summons in the action of (B) Boarhead Farm Agreement Group v. AETC, et al., which is case number (C) 02-3830 in the United States District Court for the Eastern District of Pennsylvania. I have also received a copy of the complaint in the action, two copies of this instrument, and a means by which I can return the signed waiver to you without cost to me.

I agree to save the cost of service of summons and an additional copy of the complaint in this lawsuit by not requiring that I (or the entity on whose behalf I am acting) be served with judicial process in the manner provided by Rule 4.

I (or the entity on whose behalf I am acting) will retain all defenses or objections to the lawsuit or to the jurisdiction or venue of the court except for objections based on a defect in the summons or in the service of summons.

I understand that a judgment may be entered against me (or the party on whose behalf I am acting) if an answer or motion under Rule 12 is not served upon you within 60 days after (D) July 15, 2002 or within 90 days after that date if the request was sent outside the United States.

07/23/02
Date

[Signature]
Signature
Printed/typed name: Ronald J. Reid III
[as (E) Health Safety Environmental Mgr.]
[of (F) Diaz Chemical Corp.]

Duty to Avoid Unnecessary Costs of Service of Summons

Rule 4 of the Federal Rules of Civil Procedure requires certain parties to cooperate in saving unnecessary costs of service of the summons and complaint. A defendant who, after being notified of an action and asked to waive service of summons, fails to do so will be required to bear the costs of such service unless good cause be shown for its failure to sign and return the waiver.

It is not good cause for a failure to waive service that a party believes that the complaint is unfounded, or that the action has been brought in an improper place or in a court that lacks jurisdiction over the subject matter of the action or over its person or property. A party who waives service of the summons retains all defenses and objections (except any relating to the summons or to the service of the summons), and may later object to the jurisdiction of the court or to the place where the action has been brought.

A defendant who waives service must within the time specified on the waiver form serve on the plaintiff's attorney (or unrepresented plaintiff) a response to the complaint and must also file a signed copy of the response with the court. If the answer or motion is not served within this time, a default judgment may be taken against the defendant. By waiving service, a defendant is allowed more time to answer than if the summons had been actually served when the request for waiver of service was received.

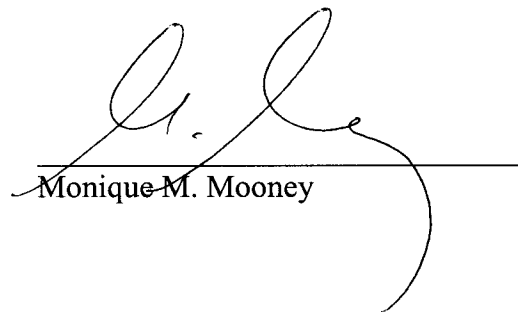
Notes:

- A-Name of plaintiff's attorney or unrepresented plaintiff
- B-Caption of action
- C-Docket number of action
- D-Date request for waiver of service of summons was sent
- E-Title, or other relationship to corporate defendant
- F-Name of corporate defendant, if any

CERTIFICATE OF SERVICE

I hereby certify that I caused a true and correct copy of the foregoing Request For Entry of Default to be served by postage prepaid first class mail upon all counsel on the attached service list this 30th day of May, 2003.

Dated: May 30, 2003



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